



Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office
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Paper Number 20

In re application of
Raghunath Vitthal Chaudhari et al.
Serial No. 09/257,108
Filed: February 24, 1999
For: PROCESS FOR THE PREPARATION OF COPPER
CHROMITE CATALYST

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DECISION ON
PETITION
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This is a response to the REQUEST TO WITHDRAW NOTICE OF ABANDONMENT, filed by facsimile transmission on April 16, 2002. The request asks that the abandonment, as set forth in the Notice of Abandonment of April 9, 2002, for failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance be withdrawn since the applicants did timely pay the issue fee on October 19, 2001. (A copy of the TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 CFR 1.311) and the ISSUE FEE TRANSMITTAL are attached to the instant petition.)

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the evidence presented reveals that applicant's response, the TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 CFR 1.311) and the ISSUE FEE TRANSMITTAL, were properly filed on October 19, 2001 as evidenced by the properly completed Certificate of Mailing under 37 CFR 1.8(a) on the copy of the paper entitled TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 CFR 1.311) (see the copy attached to the instant petition). See MPEP 512. Accordingly, any holding of abandonment for failure to timely pay the issue is hereby vacated, and the application is returned to pending status.

The application shall be forwarded to the Publications Branch for processing of the TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 CFR 1.311) and the ISSUE FEE TRANSMITTAL originally filed October 19, 2001.

The Petition is GRANTED.

Richard V. Fisher, Director
Technology Center 1700
Chemical and Materials Engineering

LADAS & PARRY
26 WEST 61ST STREET
NEW YORK NY 10023